## **EXHIBIT 2**

dizade that he had no questions, but that he didn't remember raping the castiler, but if it was on camera then it must be retained the petition granted the petition granted the presents, the judge stated: Lagraul offense) I performed one and vaginal intercourse on my 2 sisters. The ole wils 5-15, and the other was 3 lings on both sisters. (other abuse or elampted apply one other thre, londing, the penjs of a 15 year old, lother 2 lings on both sisters. (other abuse or elampted apply one other thre, londing, the penjs of a 15 year old. After 18, having a 15 year old suck me off, one time when when 14 years old. After 18, having a 15 year old suck me off, one time when we have a 14 years old. After 18, having a 15 year old suck me off, when first year old thin off, lives 19 is year old. A.S.L.P., conducted appellant's first post-commitment psychological assessment at BRISC. She determined that a middling sax with vulnerable temples and threatening them if they do not comply. In Ashney 2005, Vicky LePlant, a middling sax with vulnerable temples on the state of the programment of t y, the parities again appeared before the same judge. McArthur pleadod gullty lo murdet the parities again appeared before the same judge. McArthur pleadod gullty lo more defense que assault in the 2nd degree. After defense que assault in the 2nd degree. After defense que assault in the 2nd degree. iscape charge. He then waived his right to challenge the state's petition for cenfficiation and the state of the charge charge. He then waived his right to charlenge of the charge of t 1) The title Rich a delinquency (The International Rivers clied on December 31, 1954, The title Rich a delinquency is Changing McArthur with two counts of minder and one count of manishapited in addition to was charged with the The state also sought to have McArthur cartified to be tried as an adult on the rhytel charges. The help that state also sought to have McArthur cartified to be tried as an adult on the rhytel charges. The νρωτήνα appeals from the district court's denial of his petition for postconviction relief. He alleges that the γγανίου repeals from the district conviction must be γγανίου μνειπίε μπιστικός. His conviction must be αναθές. We affirm. ਆਂਜ਼ ਨੂੰ DHD; mood disorder not otherwise specified; and letal-alcohol effects. i jovenile courd committed McArthur to the custody of the Juvenile Male Offenders. Program for 14 monitis. He make of Mala, on December 20, 1994, the state filed a delinquency petition charging McArthur with the offense of holdskan McArhur was eleven years old in 1985 when he had his first contact with the juvenils court through a in that lime through 1994, McArihur was the subject of ten delinquency petitions charging him with various has lime through 1994, McArihur was the subject of ten delinquency petitions charging him with various had not been considered aspellit, epcape from custody, and hell, burglary, take information to police, tampering with a motor vehicle, aspellit, epcape from custody, and Apprilant's parents brought him to the emergency room at the Fairview-University screw at his sister and threatened to "snap their neck." He was admitted to the engineer of the was admitted to the engineer of the state of the campus wilhout staff escort and, in an unrelated incident, threw a stick of deodo probable cause on the escape charge. After delense counsel reviewed estions of the court before having received your Pelition to Enter a Plea of Guilly. Medical Center in Minneapolis objected psychiatric unit for there is east rights with him,

The prosecutor asked the
or probation, as the parties had
or probation, as the parties had
or The judge did, however,

If ense admitting to the escape as an adult to this offense ounsel reviewed McArthur's in the second degree as

It is considered and red red shall adjudged, that you Wakan McAnthur, by your plea of pully to this charge of Murder in the Second Degree and Sexual Assaul if the 2nd degree. \*\*\* are hereby committed to the Commissioner of Contections for a period of 150 months. \*\*

The execution of this selfletice is hereby stayed for a period of 15 years, and you'll be placed on active problem for a 15-year period. \*\*

The count will also order that he shrience on your adult case be served concurrent with your jover its utspection.

The court then sta

donksion to an act of delinquency require that you enter and complete the Rebound Program. That

The Court will, based on you Rebound participation, as ilte has stated, will be concurrent with your adult probationary sentence

IOADS DESIGNATED AS UNPUBLISHED AND MAY NOT BE CITED EX.

Coun of Appeals of Minnesola.

STATE of Minnesola, Respondent,

v.

As PROVIDED BY MINN. ST.

Wakinyan Wakan McARTHUR, Appellant

Wolfson, Assistant County

romy available of 2

On November 20. 998 af er an evidentiary hearing, the court found that *bic* Arthur had violated his probation by ittegalfy platform, and a vecuted his 150-month sentence.

possessing a firearm, revoke McAdhur fled a pe matter jurisdiction over the m postconvetton relief on October 14, 1999, atleging that the sentencing court 'did not have subject cause the jovenite court denied the petition.

A "postconviction se aside ; and McAnhur appealed. thg is a collateral altack on a judgment which curies a presumption of regularity and which, therefore, payed, ref. Gray c. Jahash, 279 Minn. 248, 250, 156 N.W.Zd 228, 229 (1965). Select Int'l. Inc.; \$27 N.W.2d 279, 484 N.W.2d 440, 441

573, 575 (Minn.App.1995) (perso (Minn.App.1992) (subject maler) denied the petition, ruling that the sentencing court had subject meter jurisdiction over the murder and questibris of law that we review de novo. FRWL Fin, Estabishment v. jurisdiction); > :talighborhood Sch. Coalition x. Independent Sch. Dist. No. diction), review denied (Minn. June 30, 1992);

Jurisdictional

The postconviction in that writen findings for the cen The state argues utal the entencing court had subject matter jurisdiction and, in any event, McArthuf's jurisdictional chattenge is

unilmely. rom the willen order, he co upport of his claim he points McAdhur dalms that the elaboring court adjudged him delinquent on the murder charge and not inte escape citatoe. In court's witten order as "more conclusive evidence of the court's intent than the record of the hearing court's water as a more conclusive evidence of the court's intent than the record of the hearing.

filed an adult complaint against McAthur, and the prosecutor's statement that McAthur Intended to plaid quilit to a munder count in the adult complaint. The count stiked deletess counsel whether McAthur was ready to be arraigned, and counts said that he was. The clerk administered an earn to McAthur. The count has asked McAthur whether he would plead guilty or not guilty to the change is second-administered an earn to McAthur. The count has asked McAthur whether he would plead guilty or not guilty to the change is second-defined munder. He replied, "pully," That plea resulted in McAthur sometics in district counts as a add to the count; (1) A plea of guilty." "The files resulted in McAthur's conviction in district and are counted by the count; (1) A plea of guilty." "The files of guilty." "The amed in the afternoon of April 26, 1995, it began with the prosecutor's announcement that the state had

Because we hold that the sentencing court property welved its juvening hindstiction and that the postconviction court committed no Because we hold that the sentencing court had jurestiction to sentence McAnhur as an adult on the murcer charge, we need not address the error in finding that the sentencing court had jurestiction to sentence McAnhur as an adult on the murcer charge, we need not address the straight and McAnhur's challenge to subject matter jurisdiction to untimety.

> (FN1.) The extended Jurisch guilly. > Minn. Stat. 3 260, 124 Affirmed. (1984) plyenile prosecutions statute took effect on Jan. 1, 1995, after the murder to which McArihur pleaded